



U.S. BANKRUPTCY COURT WESTERN DISTRICT OF VIRGINIA CM/ECF UPDATES

November 2011

INSIDE THIS ISSUE

- New Fee Schedule
- CM/ECF Release 4.2
- Upcoming CM/ECF Enhancements
- New Bankruptcy Rule 3002.1 – Dec 1

This newsletter summarizes the upcoming events taking effect in November and December of this year, which include:

- New Fee Schedule taking effect November 1.
- Changes you will notice when CM/ECF is updated to Release 4.2 in November 2011.
- New Bankruptcy Rules taking effect on December 1, 2011.

CM/ECF Release 4.2

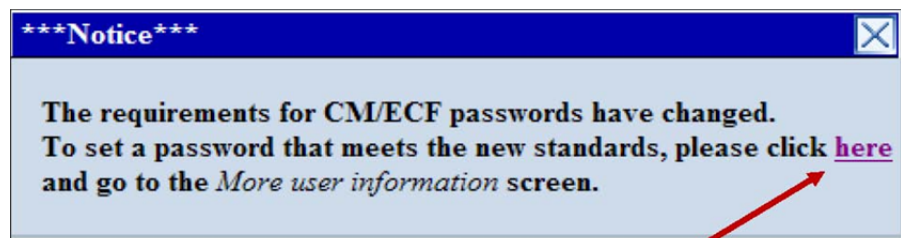
The new 4.2 version of CM/ECF will be uploaded into our CM/ECF System in November of this year. The changes that our CM/ECF filers will notice are summarized below.

Password Security

All CM/ECF Users will be required to update their passwords to a higher security level which must be a minimum of 8 characters, and must include both upper and lower case alphabetic characters and at least one digit or special character [e.g., 0-9, @, #, +, :].

In addition, users will have the ability to reset their passwords by going through a series of prompts, should you forget your passwords, or if it becomes compromised.

The first time you log in, you will see the following message:



Click the link within the message to change your password.

November 1, 2011 – New Fee Schedule

*This new fee schedule
will be available on our
court's website at
www.vawb.uscourts.gov.*

CM/ECF Release 4.2 continued...

Release 4.2 was tested and works correctly with Firefox 3.5, and Internet Explorer 7 and 8; Mozilla Firefox 2 and Internet Explorer 6 are no longer supported.

E-Mail Notification - More Options

You now have the option through 'Maintain Your ECF Account' to choose whether you want notification of bankruptcy matters when your appearance is only entered in the Adversary case.

You will be prompted to enter your primary and secondary email addresses twice; the address is not saved until the fields match.

Limited Creditor Users will now have the option to receive email notification of filings.

Email information for a creditor

Primary email address	<input type="text"/>	Reenter primary email address	<input type="text"/>
Secondary email address	<input type="text"/>	Reenter secondary email address	<input type="text"/>

Send the notices specified below

☒ to my primary email address

☐ to the secondary addresses

☒ Send notices in cases in which I am involved

☐ Send notices in these additional cases

☒ Send notices for adversary proceedings in which I am directly involved and their related bankruptcy cases

☐ Send notices for adversary proceedings in which I am directly involved but not their related bankruptcy cases

☒ Send a notice for each filing

☐ Send a Daily Summary Report

Format notices ☒ HTML

☐ Text

Secondary Email Addresses

After the upgrade, you now need to enter your primary and secondary email addresses twice for validation purposes. If you wish to have more than one secondary email address you must separate the addresses by commas. In the past you were allowed to enter them on multiple lines but this is no longer permitted.

Email information for A.E. Montano

Primary email address	<input type="text" value="ae_montano@casb.uscourts.gov"/>	Reenter primary email address	<input type="text" value="ae_montano@casb.uscourts.gov"/>
Secondary email address	<input type="text" value="mont2011@mail.com,montae@sd.net"/>	Reenter secondary email address	<input type="text" value="mont2011@mail.com,montae@sd.net"/>

More CM/ECF Release 4.2...

Noticing

BNC Certificates of Notice will display all parties noticed in a case, regardless of the form of notice. Service verification is enhanced to see parties sent an NEF in lieu of paper, received Electronic Bankruptcy Notices (EBN) or those that were physically mailed the notice or document. The BNC Certificate of Notice becomes a single place to look for service/notice sent through the BNC.

The BNC Certificate of Notice becomes a single place to look for service/notice sent through the BNC.

Adversary Case Opening

Previously, an attorney opening an adversary complaint was prompted to create an association with the plaintiff in the case. Now CM/ECF will automatically add the plaintiff's attorney of record when an adversary proceeding is filed and the attorney/plaintiff association is automatically created.

If the adversary proceeding is a Notice of Removal or a Miscellaneous Proceeding, a "Counsel for" selection appears to allow the attorney to indicate which party he represents: if the default "Plaintiff" is selected, the filing attorney is automatically associated with the plaintiff; if "Defendant" is selected, the filer may make the attorney association during docketing.

Query

When a name search is made, additional information is now displayed on the results page to allow a user to select the correct case. For each name result, a row of information is displayed to the screen for each case in which that person is involved, as shown below:

Select a Case						
There were 7 matching persons.						
There were 8 matching cases.						
Name	Case No.	Case Title	Chapter / Lead BK case	Date Filed	Party Role	Date Closed
Dairy, Russell (pty) (1 case)	89-09614-la11	Harry A. Schmidt and Blanche N. Schmidt	11	12/13/89	Creditor	06/30/94
Dairy Farm (pty) (1 case)	10-00135-PB12	Dairy Farm	12	08/12/10	Debtor	N / A

Still more on CM/ECF Release 4.2...

Reports

Cases Report

An option to filter the report by attorney name or Bar ID now appears on the selection screen. When a name is entered, a list of matching attorney names is displayed, of which you may select one or more. Check boxes allow you to search for attorneys by party role: debtors, plaintiffs, defendants, creditors, or all. Alternatively, you can choose to view only cases with pro se filers.

Cases Report

Warning: you will be billed for the total number of pages (this report is not subject

Office: Greenbelt, Baltimore

Case Type: ap, bk

Chapter: 7, 9

Trustee: Albert, Marc E., Almy, Monique D.

Attorney:

Last name: mason

First name: perry

Bar ID:

Attorneys for:

☐ Debtors ☐ Plaintiffs ☐ Defendants

☐ Creditors ☒ All

Selected, click to remove

Mason, Perry (Bar Id: 000001)

Found, click to select

The report is now limited to a range of 31 days which prevents internet users from unintentionally requesting a large data set, which would result in an unnecessarily large PACER fee.

Email Addresses

in CM/ECF Release 4.2 are clickable mailto links.

When you run a report, click on the email address to open up your email program.

For users who do not have access to sealed cases, limited sealed case information is displayed on the Cases report. This report displays the case number, entered and filed dates, office, and generic case title text according to case type: "SEALED" for bankruptcy cases, "SEALED v. SEALED" for adversary and miscellaneous proceedings.

Docket Activity

The report is now limited to a range of 31 days. This prevents internet users from unintentionally requesting a large data set, which would result in an unnecessarily large PACER fee.

Almost done with CM/ECF Release 4.2...

County Codes

Previously each court defined local counties for display in case opening. Now counties for all states are in the database. When opening a case, the county list automatically displays all counties of the state entered in the state field. Users must select the county of the debtor's residence. If the debtor's county is outside the state, the counties for that state will display. The "Out of District" option is no longer available.

More Ways to Pay

Previously when an internet payment was made all fees had to be paid at once. Now you may choose to pay some or all of the fees in a given transaction.

To avoid problems with pop-up blockers among various browsers, the pop-up window previously generated by a pay.gov transaction is now displayed as a panel. This panel appears as a part of the original application window, so it is not affected by pop-up blocker settings.

On the "Internet Payments Due" screen, all outstanding fees are displayed, along with a check box for each fee. To select the fees to pay, the user should check the boxes next to the desired fees, and then click the Next button. After confirming the selected fees to pay, you are asked for payment information to pay the total of selected fees by credit card.

'ENTER' Key Works!

Pressing the Enter key now gives the same result as clicking the button that submits the screen.

Pressing the space bar also works if the focus is on the button that submits the screen.

Internet Payments Due

Select all

Check Fees to Pay	Date Incurred	Description	Amount
<input type="checkbox"/>	2008-07-22 08:29:23	Voluntary Petition (Chapter 7)(08-10079-7) [caseupld,1027u] (200.00)	\$ 200.00
<input type="checkbox"/>	2008-07-25 12:25:50	Voluntary Petition (Chapter 7)(08-10082-7) [caseupld,1027u] (200.00)	\$ 200.00
<input type="checkbox"/>	2009-08-31 09:33:34	Voluntary Petition (Chapter 7)(09-01092) [misc,volp7a] (200.00)	\$ 200.00

Next Clear

Claims/Creditors

Claim Filing – Proof of Claim

The official B10 Claim Form was revised in April 2010 and this CM/ECF Release now reflects the new revision. Proof of Claim notices/receipts previously did not show the types of claim amounts requested. Now the amounts provided are as follows: Amount Claimed, Amount Secured, and Amount Priority.

Additionally, the amount claimed is no longer calculated. Instead, the “Amount claimed” field constitutes the total of the various amounts claimed; the user enters the total in this field, and no additional total is calculated.

The “File another claim” hyperlink was previously displayed at the bottom of the Proof of Claim receipt. Now the hyperlink has been moved to the top of the receipt for easier access.

Claims Activity

For any closed case, the case closed date is displayed on the report.

Previously, when a claim was transferred via a Transfer Agreement, the filer to whom the claim was transferred was listed as the filer of the original claim. Now the original filer name is displayed for the original claim, and the filer to whom the claim was transferred is listed for subsequent claim actions.

Filing Agents for Attorneys and Trustees

Some attorneys prefer to have several staff submit filings in CM/ECF. Office staff, such as paralegals in an attorney’s office may be issued a unique login and password that will be linked to the attorney’s CM/ECF account. This allows for multiple staff to work on the attorney’s cases all at the same time.

The attorney will continue to be the responsible holder of the CM/ECF account; however the court will be able to identify individual filers of documents which will help with training and filing quality.

Sealed Documents

Previously sealed documents could only be filed over the counter at the Bankruptcy Court in a sealed envelope. At some point in the future, attorneys will be able to file sealed documents electronically once the Motion to Seal and Order have been granted.

*Release Notes for
CM/ECF Versions 4.0, 4.1
& 4.2 can be found on the
PACER website at
www.pacer.gov/cmecf/release/notes.html*

CM/ECF - Upcoming Enhancements

December 1, 2011 – New Bankruptcy Rule 3002.1 and Forms

*Continue to check our
website for updates at
www.vawb.uscourts.gov*

*For further CM/ECF
training needs, contact
Vickie Southall at
vickie_southall@vawb.uscourts.gov*

Notice of Mortgage Payment Change

New Bankruptcy Rule 3002.1 provides a process for a Chapter 13 debtor to cure a default and maintain payments on a home mortgage during the plan. This rule applies to claims that are: 1) secured by a security interest in the debtor's principal residence; and 2) provided for under 1322(b)(5) of the Code in the debtor's plan.

The associated document events will be available by December 1, 2011.

More New Rules and Updated Forms

Other rules and forms will be changing on December 1, 2011. For more information, please access the Pending Rules Amendments link under the Rules & Policies link at www.uscourts.gov website.

Updated forms will be published on our website on December 1.